

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**CORE WIRELESS LICENSING
S.A.R.L.**

Plaintiff,

V.

APPLE INC.,

Defendant.

CIVIL ACTION NO. 6:14-cv-751

JURY TRIAL DEMANDED

**CORE WIRELESS LICENSING S.A.R.L.'S
COMPLAINT FOR PATENT INFRINGEMENT**

Plaintiff, Core Wireless Licensing S.a.r.l. (“Core Wireless”), for its Complaint against Defendant, Apple Inc. (“Apple”), alleges:

THE PARTIES

1. Core Wireless is a corporation duly organized and existing under the laws of the Grand Duchy of Luxembourg, having a principal place of business at 16, Avenue Pasteur L-2310 Luxembourg. Core Wireless has a regular and established place of business and does business relating to the patents-in-suit in connection with its wholly-owned subsidiary, Core Wireless Licensing Ltd. (“Core Wireless USA”), a corporation duly organized and existing under the laws of the State of Texas, having a principal place of business at 5601 Granite Parkway, Suite 1300, Plano, TX 75024, which is within the Eastern District of Texas. All pertinent documents and discovery relevant to this matter either reside at Core Wireless USA’s local address or will be produced at that address. Core Wireless is the owner of record of the patents involved in this action.

2. Defendant, Apple, is a corporation duly organized and existing under the laws of the State of California, having a principal place of business at 1 Infinite Loop, Cupertino, CA 95014. Apple’s registered agent, registered with the Texas Secretary of State’s Office, is CT Corp. System located at 1999 Bryan St., Suite 900, Dallas, TX 75201.

JURISDICTION

3. This is an action arising under the patent laws of the United States. Accordingly, this Court has subject matter jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).

4. This Court has personal jurisdiction over Apple because Apple does business in the State of Texas and in this judicial district and/or has infringed or caused infringement in the State of Texas and in this judicial district.

5. This Court has personal jurisdiction over Apple because Apple has established minimum contacts with the Eastern District of Texas. Apple manufactures (directly or indirectly through third party manufacturers) and/or assembles products that are and have been used, offered for sale, sold, and purchased in the Eastern District of Texas. Apple, directly and/or through its distribution network, places wireless mobile communication devices within the stream of commerce, which stream is directed at this district, with the knowledge and/or understanding that those products will be sold in the State of Texas, including in the Eastern District of Texas. Jurisdiction over Apple in this matter is also proper inasmuch as Apple has voluntarily submitted itself to the jurisdiction of the courts by commencing litigations within the State of Texas, by registering with the Texas Secretary of State's Office to do business in the State of Texas, and by appointing a registered agent. Therefore, the exercise of jurisdiction over Apple is appropriate under the applicable jurisdictional statutes and would not offend traditional notions of fair play and substantial justice.

VENUE

6. Venue is proper in this judicial district pursuant to 28 U.S.C. §§ 1391 and 1400(b) because Apple has committed, and continues to commit, acts of infringement, including providing wireless mobile communication devices that are used, offered for sale, sold, and have been purchased in the State of Texas, including in the Eastern District of Texas.

FACTUAL ALLEGATIONS

7. United States Patent No. 8,713,476 ("’476"), entitled *Computing Device With Improved User Interface For Applications*, was duly and lawfully issued April 29, 2014. The ’476 patent is a continuation of the application that matured into United States Patent No. 8,434,020 identified below. Core Wireless is the current owner of all rights, title, and interest in and to the ’476 patent. A true and correct copy of the ’476 patent is attached hereto as Exhibit 1.

8. United States Patent No. 8,498,671 (“’671”), entitled *Mobile Telephone Device With User-Selectable Content Displayed And Updated During Idle Time*, was duly and lawfully issued July 30, 2013. Core Wireless is the current owner of all rights, title, and interest in and to the ’671 patent. A true and correct copy of the ’671 patent is attached hereto as Exhibit 2.

9. United States Patent No. 8,434,020 (“’020”), entitled *Computing Device With Improved User Interface For Applications*, was duly and lawfully issued April 30, 2013. Core Wireless is the current owner of all rights, title, and interest in and to the ’020 patent. A true and correct copy of the ’020 patent is attached hereto as Exhibit 3.

10. United States Patent No. 7,693,552 (“’552”), entitled *Text Messaging Device*, was duly and lawfully issued April 6, 2010. Core Wireless is the current owner of all rights, title, and interest in and to the ’552 patent. A true and correct copy of the ’552 patent is attached hereto as Exhibit 4.

11. United States Patent No. 7,072,667 (“’667”), entitled *Location Information Service For A Cellular Telecommunications Network*, was duly and lawfully issued July 4, 2006. Core Wireless is the current owner of all rights, title, and interest in and to the ’667 patent. A true and correct copy of the ’667 patent is attached hereto as Exhibit 5.

12. United States Patent No. 5,907,823 (“’823”), entitled *Method And Circuit Arrangement For Adjusting The Level Or Dynamic Range Of An Audio Signal*, was duly and lawfully issued May 25, 1999. Core Wireless is the current owner of all rights, title, and interest in and to the ’823 patent. A true and correct copy of the ’823 patent is attached hereto as Exhibit 6.

GENERAL ALLEGATIONS

13. Apple has directly and indirectly infringed and continue to directly and indirectly infringe each of the ’476, ’671, ’020, ’552, ’667, and ’823 patents (“patents-in-suit”) by

engaging in acts constituting infringement under 35 U.S.C. § 271(a), (b), and/or (c) including without limitation by one or more of making, using, selling and offering to sell, in this District and elsewhere in the United States, and importing into this District and elsewhere in the United States Apple's iPhone and iPad products ("Apple's Accused Products").

14. Apple is doing business in the United States, and, more particularly, in the Eastern District of Texas by making, using, selling, importing, and/or offering for sale Apple's Accused Products, including without limitation Apple's iPhone, iPhone 3G, iPhone 3GS, iPhone 4, iPhone 4S, iPhone 5, iPhone 5C, iPhone 5S, iPad, iPad 2, third and fourth generation iPads, iPad Mini, second generation iPad Mini, and iPad Air that infringe one or more of the patent claims involved in this action.

FIRST COUNT
(Infringement of the '476 patent)

15. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-14 of this Complaint as though fully set forth herein.

16. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '476 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in the '476 patent. Apple is infringing claims of the '476 patent literally and/or pursuant to the doctrine of equivalents.

17. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '476 patent's claims indirectly by inducing the infringement of the '476 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the

result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

18. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '476 patent's claims. By manufacturing, distributing, and selling the Apple's Accused Products, Apple knowingly and specifically intends third parties to infringe the '476 patent's claims. Apple now knows of the '476 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '476 patent's claims by third parties.

19. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '476 patent's claims indirectly by contributing to the infringement of the '476 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

20. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice the invention claimed in the '476 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that

hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

21. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

22. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '476 patent's claims.

23. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

SECOND COUNT
(Infringement of the '671 patent)

24. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-23 of this Complaint as though fully set forth herein.

25. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '671 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in

the '671 patent. Apple is infringing claims of the '671 patent literally and/or pursuant to the doctrine of equivalents.

26. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '671 patent's claims indirectly by inducing the infringement of the '671 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

27. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '671 patent's claims. By manufacturing, distributing, and selling Apple's Accused Products, Apple knowingly and specifically intends third parties to infringe the '671 patent's claims. Apple now knows of the '671 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '671 patent's claims by third parties.

28. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '671 patent's claims indirectly by contributing to the infringement of the '671 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

29. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice the invention claimed in the '671 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

30. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

31. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '671 patent's claims.

32. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

THIRD COUNT
(Infringement of the '020 patent)

33. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-32 of this Complaint as though fully set forth herein.

34. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '020 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in the '020 patent. Apple is infringing claims of the '020 patent literally and/or pursuant to the doctrine of equivalents.

35. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '020 patent's claims indirectly by inducing the infringement of the '020 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

36. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '020 patent's claims. By manufacturing, distributing, and selling the Apple's Accused Products, Apple knowingly and specifically intends third parties to infringe the '020 patent's claims. Apple now knows of the '020 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '020 patent's claims by third parties.

37. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '020 patent's claims indirectly by contributing to the infringement of the '020 patent's

claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

38. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice the invention claimed in the '020 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

39. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

40. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '020 patent's claims.

41. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

FOURTH COUNT
(Infringement of the '552 patent)

42. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-41 of this Complaint as though fully set forth herein.

43. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '552 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in the '552 patent. Apple is infringing claims of the '552 patent literally and/or pursuant to the doctrine of equivalents.

44. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '552 patent's claims indirectly by inducing the infringement of the '552 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

45. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '552 patent's claims. By manufacturing, distributing, and selling the Apple's Accused Products,

Apple knowingly and specifically intends third parties to infringe the '552 patent's claims.

Apple now knows of the '552 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '552 patent's claims by third parties.

46. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '552 patent's claims indirectly by contributing to the infringement of the '552 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

47. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice the invention claimed in the '552 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

48. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or

especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

49. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '552 patent's claims.

50. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

FIFTH COUNT
(Infringement of the '667 patent)

51. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-50 of this Complaint as though fully set forth herein.

52. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '667 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in the '667 patent. Apple is infringing claims of the '667 patent literally and/or pursuant to the doctrine of equivalents.

53. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '667 patent's claims indirectly by inducing the infringement of the '667 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

54. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '667 patent's claims. By manufacturing, distributing, and selling the Apple's Accused Products, Apple knowingly and specifically intends third parties to infringe the '667 patent's claims. Apple now knows of the '667 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '667 patent's claims by third parties.

55. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '667 patent's claims indirectly by contributing to the infringement of the '667 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

56. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice the invention claimed in the '667 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

57. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

58. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '667 patent's claims.

59. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

SIXTH COUNT
(Infringement of the '823 patent)

60. Core Wireless incorporates by reference the allegations set forth in Paragraphs 1-59 of this Complaint as though fully set forth herein.

61. In violation of 35 U.S.C. § 271(a), Apple is and has been infringing one or more claims of the '823 patent directly by making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, products, including without limitation Apple's Accused Products, that are covered by or practice the inventions claimed in the '823 patent. Apple is infringing claims of the '823 patent literally and/or pursuant to the doctrine of equivalents.

62. In violation of 35 U.S.C. § 271(b), Apple is and has been infringing one or more of the '823 patent's claims indirectly by inducing the infringement of the '823 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

63. Apple's affirmative acts of selling Apple's Accused Products, causing Apple's Accused Products to be manufactured and distributed, and providing instructive materials and information concerning operation and use of Apple's Accused Products induced third parties to make or use Apple's Accused Products in their normal and customary way to infringe the '823 patent's claims. By manufacturing, distributing, and selling the Apple's Accused Products, Apple knowingly and specifically intends third parties to infringe the '823 patent's claims. Apple now knows of the '823 patent, Apple performs affirmative acts that constitute induced infringement, and Apple knows or should know that those acts induce actual infringement of one or more of the '823 patent's claims by third parties.

64. In violation of 35 U.S.C. § 271(c), Apple is and has been infringing one or more of the '823 patent's claims indirectly by contributing to the infringement of the '823 patent's claims by third parties, including without limitation manufacturers, resellers, and/or end users of Apple's Accused Products, in this District, and elsewhere in the United States. Direct infringement is the result of activities performed by third parties in relation to Apple's Accused Products, including without limitation use of Apple's Accused Products.

65. Apple installs, configures, and sells its Accused Products with distinct and separate hardware and/or software components especially made or especially adapted to practice

the invention claimed in the '823 patent. That hardware and/or software is a material part of the invention. That hardware and/or software is not a staple article or commodity of commerce because it is specifically designed to perform the claimed functionality. Any other use of that hardware and/or software would be unusual, far-fetched, illusory, impractical, occasional, aberrant, or experimental.

66. A reasonable inference may be drawn from the facts set forth above that Apple is making, using, offering to sell, and/or selling in the United States, and/or importing into the United States, without authority, a component of a patented machine, manufacture, combination or composition, or a material or an apparatus for use in practicing a patented process, constituting a material part of the invention, knowing the same to be especially made or especially adapted for use in infringement of a patent, and not a staple article or commodity of commerce suitable for substantial noninfringing use.

67. Core Wireless is informed and believes that Apple intends to and will continue to directly infringe, induce infringement, and/or contribute to infringement of the '823 patent's claims.

68. Apple's acts of infringement have caused damages to Core Wireless and Core Wireless is entitled to recover from Apple the damages sustained by Core Wireless as a result of Apple's wrongful acts in an amount subject to proof at trial.

DAMAGES

69. As a result of Apple's acts of infringement, Core Wireless has suffered actual and consequential damages; however, Core Wireless does not yet know the full extent of the infringement and its extent cannot be ascertained except through discovery and special accounting. To the fullest extent permitted by law, Core Wireless seeks recovery of damages at least for reasonable royalties, unjust enrichment, and benefits received by Apple as a result of

using the misappropriated technology. Core Wireless further seeks any other damages to which Core Wireless would be entitled to in law or in equity.

ATTORNEYS' FEES

70. Core Wireless is entitled to recover reasonable and necessary attorneys' fees under applicable law.

PRAYER FOR RELIEF

Core Wireless respectfully requests that this Honorable Court enter preliminary and final orders and judgments against Apple as are necessary to provide Core Wireless with the following relief:

- (a) A judgment that Apple has infringed and/or is infringing one or more claims of the '476 patent;
- (b) A judgment that Apple has infringed and/or is infringing one or more claims of the '671 patent;
- (c) A judgment that Apple has infringed and/or is infringing one or more claims of the '020 patent;
- (d) A judgment that Apple has infringed and/or is infringing one or more claims of the '552 patent;
- (e) A judgment that Apple has infringed and/or is infringing one or more claims of the '667 patent;
- (f) A judgment that Apple has infringed and/or is infringing one or more claims of the '823 patent;
- (g) Actual damages;
- (h) A mandatory future royalty payable on each future product sold by Apple that is found to infringe one or more of the patents asserted herein and on all future products which are not colorably different from products found to infringe;
- (i) Attorneys' fees pursuant to 35 U.S.C. § 285 or as otherwise allowed by law;

- (j) Pre-judgment and post-judgment interest as allowed by law;
- (k) Costs of suit;
- (l) All further relief in law or in equity as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure and Local Rule CV-38, Core Wireless demands a trial by jury of this action.

Dated: September 10, 2014

Respectfully Submitted,

By: /s/ Henry Bunsow

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**ATTORNEYS FOR PLAINTIFF
CORE WIRELESS LICENSING S.A.R.L.**